

Applicants: PHILIP GOELET MICHAEL R. KNAPP

Serial No.: 08/216,538

Atty Docket No.: 639-103 CIP

Filed: March 23, 1994

For: SINGLE NUCLEOTIDE POLYMORPHISMS AND THEIR USE IN GENETIC ANALYSIS

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**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY
STATUS (37 CFR 1.9(f) and 1.27(c) - SMALL BUSINESS CONCERN**

I hereby declare that I am

☐ the owner of the small business concern identified below:

☒ an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF CONCERN

Molecular Tool, Inc.

ADDRESS OF CONCERN

5210 Eastern Avenue

Baltimore, Maryland U.S.A.

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9(d) for purposes of paying reduced fees under Section 41(a) and (b) of Title 35, United States Code in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention, SINGLE NUCLEOTIDE POLYMORPHISMS AND THEIR USE IN GENETIC ANALYSIS by inventor(s) Philip Goelet and Michael R. Knapp described in

☐ the specification filed herewith

☒ application serial no. 08/216,538, filed March 23, 1994.

☐ patent no. _____, issued _____.

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below* and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under 37 CFR 1.9(d) or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

***NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)**

NAME

ADDRESS

☐ INDIVIDUAL

☐ SMALL BUSINESS
CONCERN

☐ NONPROFIT
ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING

Philip Goelet

TITLE IN ORGANIZATION

Chairman, CEO

ADDRESS OF PERSON SIGNING

Molecular Tool, Inc. 5210 Eastern Ave
Baltimore MD 21224

SIGNATURE

Reg. Ser

DATE

5/2/94

DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

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As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe that I am an original, inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

SINGLE NUCLEOTIDE POLYMORPHISMS AND THEIR USE IN GENETIC ANALYSIS

the specification of which:

X

is attached hereto.

was filed on **March 23, 1994** as Application Serial No. **08/216,538** and was amended on _ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-described specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign applications for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)

Priority Claimed

(Number)

(Country)

(Day/Month/Year Filed)

☐ Yes ☐ No

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States Application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

08/145,145

(Application Serial No.)

November 3, 1993

(Filing Date)

Pending

(Status: Patented, Pending, Abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18, United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

As a named inventor, I hereby appoint the following attorneys to prosecute this application and transact all business in the United States Patent and Trademark Office connected therewith: AUERBACH, Jeffrey I., Reg. No. 32,680; James F. Davis, Reg. No. 21,072; Joel M. Freed, Reg. No. 21,501; Alan M. Grimaldi, Reg. No. 26,599; Thomas J. Scott, Jr., Reg. No. 27,836; Richard H. Kjeldgaard, Reg. No. 30,186; Joseph P. Laveille, Reg. No. 31,036; William J. Griffin, Reg. No. 31,260; Richard S. Meyer, Reg. No. 32,541 and C. Scott Talbot, Reg. No. 34,262.

Send Correspondence to: Jeffrey I. Auerbach, HOWREY & SIMON, 1299 Pennsylvania Avenue, NW, Washington, D.C. 20004.

Direct Telephone calls to: Jeffrey I. Auerbach, HOWREY & SIMON, (202) 383-7451

Full Name of First Inventor:

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First Inventor's Signature:

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Date:

5/2/94

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USA

Post Office Address:

Full Name of Second Inventor:

Michael R. Knapp 2-00

Second Inventor's Signature:

Michael R Knapp

Date:

5/2/94

Residence:

2630 N. Calvert St., Baltimore, MD 21218

Citizenship:

U.S.A.

Post Office Address:

PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of
PHILIP GOELET, et al.

Serial No: 08/216,538

Filed: March 23, 1994

Atty. Dkt. 639-103 CIP

For: **SINGLE NUCLEOTIDE POLYMORPHISMS AND THEIR USE IN GENETIC ANALYSIS**

POWER OF ATTORNEY OF ASSIGNEE

Honorable Commissioner of Patents
and Trademarks
Washington, D.C. 20231

Sir:

As the Assignee, Molecular Tool, Inc., by Assignment submitted herewith, of the entire right, title and interest in and to the above-identified application, all powers of attorney previously given are hereby revoked, and the following attorneys are hereby appointed with full power of substitution, association and revocation, to prosecute and transact all business in the U.S. Patent and Trademark Office in connection with the above-identified application: Auerbach, Jeffrey I., Reg. No. 32,680; James F. Davis, Reg. No. 21,072; Joel M. Freed, Reg. No. 21,501; Alan M. Grimaldi, Reg. No. 26,599; Thomas J. Scott, Jr., Reg. No. 27,836; Richard H. Kjeldgaard, Reg. No. 30,186; Joseph P. Lavelle, Reg. No. 31,036; William J. Griffin, Reg. No. 31,260; Richard S. Meyer, Reg. No. 32,541 and C. Scott Talbot, Reg. No. 34,262.

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Date 5/2/94

By: *Philip Goelet*
Name: PHILIP GOELET
Title: CHAIRMAN, CEO
Molecular Tool, Inc.